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6 Attorneys for Defendants  
Plum, PBC d/b/a Plum Organics (erroneously sued  
7 as Plum Inc.) and Campbell Soup Company

8 [Additional Party on Signature Page]

9  
10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN FRANCISCO DIVISION**

13 KATHRYN WORKMAN, on behalf of herself  
14 and all others similarly situated,

15 Plaintiff,

16 v.

17 PLUM INC., D/B/A PLUM ORGANICS, and  
18 CAMPBELL SOUP COMPANY,

19 Defendants.

Case No. 3:15-cv-02568-WHA

**STIPULATION SETTING  
DEFENDANTS' RESPONSE DATE TO  
THE COMPLAINT**

Complaint Filed: June 9, 2015

1 Plaintiff Kathryn Workman ("Plaintiff") and defendants Plum, PBC d/b/a Plum Organics  
2 (erroneously sued as Plum Inc.) and Campbell Soup Company ("Defendants") (collectively, the  
3 "Parties"), by and through their respective counsel of record and pursuant to Local Rule 6-2,  
4 enter into the following stipulation extending the time in which Defendants must respond to the  
5 complaint and setting a schedule on a motion to dismiss:

6 WHEREAS, on June 9, 2015, plaintiff filed the Complaint in the above-captioned action;

7 WHEREAS, on June 11, 2015, the Complaint was served on defendants (Dkt. Nos. 12,  
8 13);

9 WHEREAS, based on the June 11, 2015 service, defendants' response to the Complaint  
10 was due on July 2, 2015;

11 WHEREAS, shortly after service of the Complaint, and based on the unique record  
12 presented, the Parties began discussions about the potential for an early resolution of this action;

13 WHEREAS, on July 1, 2015, prior to the expiration of defendants' time to respond to the  
14 Complaint, the Parties submitted a stipulation for a limited ninety (90) day stay of this action  
15 (Dkt. No 14) to commence discussions regarding an early resolution of this action;

16 WHEREAS, on July 23, 2015, and following assignment of the case to the Honorable  
17 William H. Alsup, the Parties re-submitted their stipulation for a limited ninety (90) day stay of  
18 this action to this Court (Dkt. No. 21);

19 WHEREAS, on July 24, 2015, the Court denied the stipulation for a limited ninety (90)  
20 days stay of this action (Dkt. No. 22);

21 WHEREAS, the Parties now wish to set August 27, 2015, twenty-one (21) days from the  
22 date of the filing of this stipulation, as the deadline for defendants to respond to the Complaint;

23 WHEREAS, the parties would like to use this opportunity also to set forth a briefing  
24 schedule for Defendants' anticipated motion to dismiss that allows the parties sufficient time;

25 WHEREAS, the Parties have not previously sought an extension to the time to respond to  
26 the Complaint.

27 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between  
28 the Parties through their respective counsel, subject to the approval from the court, that:

- 1 1. Defendants shall respond to the complaint by August 27, 2015.
- 2 2. Plaintiff shall file their opposition to Defendants' motion to dismiss by September
- 3 25, 2015.
- 4 3. Defendants' reply shall be filed by October 8, 2015.
- 5 4. The motion shall be noticed for an ~~October 15~~<sup>October 29</sup>, 2015 hearing date, or on such
- 6 other date and time that is convenient for the Court and its calendar.

7  
8 DATED: August 5, 2015

MAYER BROWN LLP  
Dale J. Giali  
Keri E. Borders

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10  
11 By: /s/ Dale J. Giali  
Dale J. Giali  
Attorneys for Defendants  
12 Plum, PBC d/b/a Plum Organics (erroneously  
13 sued as Plum Inc.) and Campbell Soup  
Company

14  
15 DATED: August 5, 2015

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Lennette W. Lee  
Cameron J. Johnson

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19  
20 By: /s/ Robyn C. Crowther  
Robyn C. Crowther  
21 Attorneys for Plaintiff Kathryn Workman

22 **ATTESTATION**

23 I, Dale J. Giali, hereby attest, pursuant to N.D. Cal. Local. Rule 5.1(i)(3), that  
24 concurrence to the filing of this document has been obtained from each signatory.

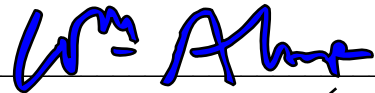
25  
26 By: /s/ Dale J. Giali  
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**PROPOSED ORDER**

Pursuant to stipulation, it is **SO ORDERED** that:

1. Defendants shall respond to the complaint by August 27, 2015.
2. Plaintiff shall file their opposition to Defendants' motion to dismiss by September 25, 2015.
3. Defendants' reply shall be filed by October 8, 2015.
4. The motion shall be noticed for an <sup>October 29</sup>~~October 15~~, 2015 hearing date, or on such other date and time that is convenient for the Court and its calendar.

DATED: August 11, 2015.



HONORABLE WILLIAM H. ALSUP  
United States District Judge